

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 21225 of 2004

Between:

Society for Humanity, (Regd. Voluntary Organisation),

42, Doctors Colony, Kurnool,
rep. by its Secretary B.M.V.S.Rama Raju.

..... PETITIONER

AND

- 1 The Secretary to Government, Health, Medical & Family Welfare Dept.,
Govt. of A.P., Secretariat, Hyderabad.
- 2 The Director of Medical Education, Govt. of A.P., Sultan Bazar, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents to forward the re-inspection report of the petitioner society to the 1st respondent to accord permission to the petitioner society to start DMLT Course at Kurnool for the academic the year 2004-2005.

Counsel for the Petitioner: MR.J.SREENIVASULU

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court made the following:

ORDER:

The petitioner society questions the action of the 2nd respondent in not forwarding the re-inspection report to the Secretary to Government, Health, Medical and Family Welfare Department, the first respondent herein, for according permission to start D.M.L.T course at Kurnool for the academic year 2004-2005.

It is stated that the petitioner has applied for starting D.M.L.T course at Kurnool and paid the application cost and inspection fee to the selection committee constituted by the first respondent. The selection committee for Paramedical Institutions recommended the petitioner society for according permission to start the said course with intake capacity of 10 seats. The first respondent issued memo dated 27.2.2004 for re-inspection of the petitioner society as to whether the petitioner is maintaining the infrastructure facilities and whether it is willing to start the course or not. Accordingly, the re-inspection was also completed on 27.5.2004 but did not submit the report to the selection committee for Paramedical Institutions. But the same was not forwarded to the first respondent.

Having regard to the facts and circumstances of the case, the 2nd respondent is directed to forward the re-inspection report to the first respondent, if not already forwarded, for according necessary

permission to the petitioner society, within a period of six weeks from the date of receipt of copy of this order, to enable it to start D.M.L.T course. On such forwarding, the first respondent shall pass appropriate orders within four weeks thereafter.

The writ petition is, accordingly, disposed of. No order as to costs.

(V.ESWARAIAH, J.)

6.4.2005

Note: Issue copy within two days

B.O.

kpr

To

- 1 The Secretary to Government, Health, Medical & Family Welfare Dept.,
Govt. of A.P., Secretariat, Hyderabad.
- 2 The Director of Medical Education, Govt. of A.P., Sultan Bazar, Hyderabad.
3. 2 Copies to the Govt. Pleader for Medical and Health, High Court Buildings,
Hyderabad.
4. 2 C.D. copies